

IAP7 Rec'd PCT/PTO 25 MAY 2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Vijay Kumar KAUL et al.

Title: ESSENTIAL OIL WITH CITRONELLOL AND
ROSE OXIDES FROM DRACOCEPHALUM
HETEROPHYLLUM BENTH AND PROCESS
THEREOF

Appl. No.: 10/508,995

Filing Date: March 25, 2002

Examiner: Unassigned

Art Unit: Unassigned

RECEIVED

REQUEST OF RECONSIDERATION

9 JUN 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Legal Staff
International Division

Sir:

Applicants wish to thank Mr. James Thomson for his discussion with the undersigned on May 24, 2006 regarding this application. The undersigned explained the following submission is the best possible evidence available and requests that the application be allowed to proceed.


In response to the Decision dated December 20, 2006, applicants attach hereto an Order by the Court of Shamsheer Singh, stating that the deceased inventor and his wife, also deceased, have left behind 2 minor sons, Viraj Negi and Rudrakash Negi, who were respectively 6 years and 2 years of age as of the May 28, 2004 date of the Order. The Order also notes that Mrs. Nartan Devi, grandmother of the 2 surviving minor sons, is their custodian and caretaker, as well as a legal heir of the deceased inventor. Applicants have no further information available at this time.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date May 25, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5300
Facsimile: (202) 672-5399

By _____

Matthew E. Mulkeen
Attorney for Applicant
Registration No. 44,250




Atty. Dkt. No 056859-0201

rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date May 25, 2006

By 

FOLEY & LARDNER LLP

Customer Number: 22428

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Matthew E. Mulkeen

Attorney for Applicant

Registration No. 44,250



ORDER BY THE
COURT OF SHAMSHER SINGH

copy of order dated 28/5/2004 by Sh. SHAMSHER SINGH,
Distt. Judge, Kinnaur, at Rampur, in Guardian and
wards Act petition no. 2 of 2004 titled as
civilian below

IN THE COURT OF SHAMSHER SINGH, DISTRICT JUDGE, KINNAUR
CIVIL DIVISION AT RAMPUR BUSHAHR, H. P.

Guardian and Wards Act Petition No. 2 of 2004.

Date of Institution 12-03-2004.

Date of Decision 28-05-2004.

Smt. Nartan Devi, w/o. late Jagat Singh, R/o. Village Surcho
(Kraba), Tehsil Nichar, Distt. Kinnaur, H. P. presently working
as Midwife in Distt. Ayurvedic Hospital, Reckong Peo,
Distt. Kinnaur, H. P.

Versus.

---Petitioner.

General Public

---Respondents.

Under Section 8/10 of the Guardians
and Wards Act, 1890.

For the Petitioner: Sh. Sushil Negi, Advocate.

Respondent ex-parte.

ORDER.

This order shall dispose of application
u/a 8/10 of the Guardians and Wards Act, 1890, hereinafter
called the Act, instituted by the petitioner against the
respondent. It is stated that Dr. Hans Raj Negi was son
of the petitioner, Smt. Nartan Devi. Dr. Hans Raj Negi
was husband of Vinay Kumari. Dr. Hans Raj Negi had been
working as Scientist Grade IV in the Institute of
Himalayan Bioresource Technology, Palampur. On 5-11-2003,
Dr. Hans Raj Negi and his wife had met with accident
near Karnog. Dr. Hans Raj Negi and his wife had suffered
fatal injuries. Dr. Hans Raj Negi and his wife had
left behind two minor sons Viraj Negi and Rudraksh Negi.
Viraj Negi is stated 6 years in age. Sh. Rudraksh Negi
is stated 2 years in age. After the death of their
parents, these two minor male children, Viraj Negi
and Rudraksh Negi are under the care and custody of the
petitioner. The petitioner is grandmother of Sh. Viraj
Negi and Sh. Rudraksh Negi. It is stated that apart,

13. Sec. Officer
Sec. Officer

10/07/2004

10/07/2004

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10/07/2004

Attested

Superintendent
Dated 27/5/04

- 2 -

from the petitioner, there is none other to look after interest of the minors. The petitioner had stated that she be appointed as guardian of her minor grandsons Viraj Negi and Rudraksh Negi u/s 8 of the Act. The minors S/Sh. Viraj Negi and Rudraksh Negi were entitled to the service benefits of their father Dr. Hans Raj Negi. Apart from service benefits, the minors were entitled to property of their father and claim of life insurance and general insurance. The petitioner says that she be allowed to receive the service benefits of the father of her minor grandsons as also other dues. The petitioner is prepared to look after and maintain the minors. Notice of the application was given to the public at large. Despite notice, none had instituted objection petition against the petition u/s 8 and 10 of the Act of the petitioner. Notice had been published in H.P. State Gazette on 24-4-2004. Objections from the public had been invited for 30-4-2004. The respondent stood proceeded ex-parte.

2. The petitioner, including herself, had examined 2 P.Ws. P.W.1 Smt. Nartan Devi, petitioner had stated that she is grandmother of S/Sh. Viraj Negi and Rudraksh Negi. At the time of death of their father, his two children were 6 years and 2 years in age. Dr. Hans Raj Negi had been working as a Scientist. He had met with an accident. The wife of Dr. Hans Raj Negi had also suffered fatal injuries in the same accident. The petitioner is prepared to maintain her minor grandsons. The petitioner says that she be allowed to receive service benefits of Dr. Hans Raj Negi and other dues on behalf of the minor wards S/Sh. Viraj Negi and Rudraksh

Attested

 Superintendent
 Dated 2.11.07

Negi. P.W.2 Sagar Dassi is mother of Smt. Vinay Kumari

P.W.2 is maternal grandmother of S/Sh. Viraj Negi and

 Sec. Officer
 C. S. I. O.
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Rudraksh N P.W. 2 had stated that petitioner be appointed as guardian of her minor grandsons. P.W. 2 had supported the petition. There is no reason for rejecting the evidence of the petitioner and her one witness. Despite notice, none had opposed the petition u/a 8 and 10 of the Act of the petitioner. As such, the petitioner Smt. Nartan Devi is appointed as guardian of S/Sh. Viraj Negi and Rudraksh Negi sons of Dr. Hans Raj Negi and Smt. Vinay Kumari. The petitioner is entitled to receive the service benefits of Dr. Hans Raj Negi as also the other dues of Dr. Hans Raj Negi. The petitioner shall maintain and arrange the education of her minor grandsons S/Sh. Viraj Negi and Rudraksh Negi. The petitioner shall maintain the account of funds received by her on behalf of minor wards Viraj Negi and Rudraksh Negi. The petition is allowed.

Announced and signed in the open Court today the 28th day of May, 2004.

Attested

Superintendent
Dated 28/5/04

ns.

(Shamsher Singh)
District Judge,
Kinnaur Civil Division,
at Rampur Bushahr, HP.

28/5/2004

Attested to be true copy

28/5/04

पु. न. न. न.
955. Office
पु. न. न. न.
C. S. I. O.
रेक्टर 30/Sector 30,
चण्डीगढ़/Chandigarh-20

MAY 25 2006

PATENT & TRADE MARK OFFICE

LIST OF WITNESSES.

Sr. No.	Name of the witness.	Whether witness of p or respondent.
1.	Smt. Nartan Devi	Petitioner.
2.	Smt. Sagar Dassi	-do-

LIST OF EXHIBITS.

Exhibit/ Mark No.	Date of exhibit.	Description of exhibit.
Ext. PW-1/A	30-4-2004	Copy of FIR.
Ext. PW-1/B	30-4-2004	Copy of certificate.
Ext. PW-1/C	30-4-2004	Copy of legal heir certifi
Ext. PW-1/D	30-4-2004	Certificate issued by Pradhan, G. P. Katgaon.
Ext. PW-1/E	30-4-2004	Copy of Parivar register.
Ext. PW-1/F	30-4-2004	Copy of legal heirs certificate.
Ext. PW-1/G	30-4-2004	Copy of death certificate of Hans Raj Negi.
Ext. PW-1/H	30-4-2004	Copy of death of certifi of Vinay Kumar.
Ext. PW-1/J	30-4-2004	Copy of birth certificate Viraj Negi.
Ext. PW-1/K	30-4-2004	Copy of birth certificate of Rudrakesh Negi.

CD-2 No. 643
Date of Presentation 29/5/2004

Pages 4

FEEs 8

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Index 10000

Entry 29/5/2004

Caution 29/5/2004

Date of Delivery 31-5-2004

Certified to be a true copy.

Superintendent
Authorised Under Chapter 1 of
of the Indian Evidence Act - 1872

29/5/2004

SMI-
District Judge,
Kinnaur Civil Division,
at Rampur Bushahr, H. P.